

**MONDAY, FEBRUARY 23, 2004**  
**SIXTY-THIRD LEGISLATIVE DAY**

**CALL TO ORDER**

The Senate met at 5:00 p.m., and was called to order by Mr. Speaker Wilder.

**PRAYER**

The proceedings were opened with prayer by Reverend George E. York of Pall Mall, Tennessee, guest of Senator Kilby.

**PLEDGE OF ALLEGIANCE**

Senator Kilby led the Senate in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The roll call was taken with the following results:

Present . . . . . 29

Senators present were: Atchley, Bryson, Burchett, Burks, Clabough, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Herron, Jackson, Ketron, Kilby, Kurita, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--29.

**COMMUNICATION**

TO: Lt. Governor Wilder  
FROM: Senator Stephen Cohen  
DATE: February 23, 2004  
RE: Session

I am asking to be excused from Session on Monday, February 23, 2004 as I have business in Shelby County.

APPROVED: Lieutenant Governor  
John S. Wilder

**PRESENTATION**

Senator Kurita presented **Senate Joint Resolution No. 713** to the Women Accepted for Volunteer Emergency Service National Volunteer Unit 94.

**MOTION**

Senator Kilby moved that the rules be suspended for the immediate consideration of **Senate Resolution No. 129**, out of order, which motion prevailed.

**RESOLUTION LYING OVER**

**Senate Resolution No. 129** -- Memorials, Death -- SFC Gregory Hicks.

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On motion of Senator Kilby, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Resolution No. 129** was adopted by the following vote:

Ayes .....	28
Noes .....	0

Senators voting aye were: Atchley, Bryson, Burchett, Burks, Clabough, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Herron, Jackson, Ketron, Kilby, Kurita, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail and Mr. Speaker Wilder--28.

A motion to reconsider was tabled.

### PRESENTATION

Senator Kilby presented **Senate Resolution No. 129** to the family of Sergeant Gregory Hicks.

### INTRODUCTION OF RESOLUTIONS

The Speaker announced that the following resolutions were filed for introduction. Pursuant to Rule 21, the resolutions lie over.

**Senate Joint Resolution No. 764** by Senator Cooper.  
Memorials, Public Service -- James E. Word.

**Senate Joint Resolution No. 765** by Senator Graves.  
Memorials, Congratulations -- Wilda Dodson and Bill Hudgins, 2004 Stellar Tribute Award winners.

**Senate Joint Resolution No. 766** by Senator Fowler.  
Memorials, Congratulations -- Chattem, Inc., 125th anniversary.

### HOUSE BILLS ON FIRST CONSIDERATION

The Speaker announced that the following House Bills were transmitted to the Senate and passed first consideration:

**House Bill No. 2232** -- Medical Occupations -- Sets criteria for surgical technologists; grandfather persons performing surgical technology; imposes penalties upon health care facilities that fail to comply with act. Amends TCA Title 68.

**House Bill No. 2402** -- County Officers -- Retains the office of constable in Johnson County; grants law enforcement powers to such constable. Amends TCA Title 8, Chapter 10, Part 1.

**House Bill No. 2453** -- Sunset Laws -- Southern regional education compact, June 30, 2010. Amends TCA Title 4, Chapter 29 and Title 49, Chapter 12.

**House Bill No. 2493** -- Sunset Laws -- Compact for education, June 30, 2010. Amends TCA Title 4, Chapter 29 and Title 49, Chapter 12.

**House Bill No. 3002** -- Kingsport -- Subject to local approval, revises delineation of Northeast Tennessee Corridor Overlay District. Amends TCA Chapter 77 of the Private Acts of 1995.

**House Bill No. 3138** -- Trezevant -- Subject to local approval, provides for salary of board of mayor and aldermen to be set by ordinance. Amends Chapter 29 of the Private Acts of 1965; as amended.

**RESOLUTIONS LYING OVER**

**House Joint Resolution No. 862** -- Memorials, Retirement -- Elaine Beck Morris.

The Speaker announced that he had referred House Joint Resolution No. 862 to Committee on Calendar.

**House Joint Resolution No. 863** -- Memorials, Recognition -- Statewide Association Leaders from Cocke County.

The Speaker announced that he had referred House Joint Resolution No. 863 to Committee on Calendar.

**House Joint Resolution No. 864** -- Memorials, Death -- Dr. John W. Ellis, Jr.

The Speaker announced that he had referred House Joint Resolution No. 864 to Committee on Calendar.

**House Joint Resolution No. 865** -- Memorials, Recognition -- Paul Harris.

The Speaker announced that he had referred House Joint Resolution No. 865 to Committee on Calendar.

**House Joint Resolution No. 873** -- Memorials, Death -- William Jack Holt.

The Speaker announced that he had referred House Joint Resolution No. 873 to Committee on Calendar.

**House Joint Resolution No. 874** -- Memorials, Public Service -- Billy R. Ridenour, Mayor of Sweetwater.

The Speaker announced that he had referred House Joint Resolution No. 874 to Committee on Calendar.

**House Joint Resolution No. 875** -- Memorials, Heroism -- Officer Jimmy Jones of Millersville, Purple Heart Award.

The Speaker announced that he had referred House Joint Resolution No. 875 to Committee on Calendar.

**House Joint Resolution No. 876** -- Memorials, Retirement -- Don Kohanski.

The Speaker announced that he had referred House Joint Resolution No. 876 to Committee on Calendar.

**House Joint Resolution No. 877** -- Memorials, Public Service -- Phil Ponder.

The Speaker announced that he had referred House Joint Resolution No. 877 to Committee on Calendar.

**House Joint Resolution No. 878** -- Memorials, Public Service -- Morris Washer.

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The Speaker announced that he had referred House Joint Resolution No. 878 to Committee on Calendar.

**House Joint Resolution No. 879** -- Memorials, Death -- Ben Ballin.

The Speaker announced that he had referred House Joint Resolution No. 879 to Committee on Calendar.

**House Joint Resolution No. 880** -- Memorials, Sports -- Jerry R. Mathis, TSSAA Hall of Fame.

The Speaker announced that he had referred House Joint Resolution No. 880 to Committee on Calendar.

**House Joint Resolution No. 881** -- Memorials, Personal Occasion -- Virginia Lee Avery, 100th birthday.

The Speaker announced that he had referred House Joint Resolution No. 881 to Committee on Calendar.

**House Joint Resolution No. 882** -- Memorials, Personal Achievement -- Daniel Ryan Cook, Eagle Scout.

The Speaker announced that he had referred House Joint Resolution No. 882 to Committee on Calendar.

**House Joint Resolution No. 883** -- Memorials, Sports -- Marsha E. Goodwin, TSSAA Hall of Fame.

The Speaker announced that he had referred House Joint Resolution No. 883 to Committee on Calendar.

**House Joint Resolution No. 884** -- Memorials, Death -- Glen A. Goodwin.

The Speaker announced that he had referred House Joint Resolution No. 884 to Committee on Calendar.

**House Joint Resolution No. 885** -- Memorials, Sports -- Don Barry, TSSAA Hall of Fame.

The Speaker announced that he had referred House Joint Resolution No. 885 to Committee on Calendar.

**House Joint Resolution No. 886** -- Memorials, Death -- Herman Wright Cox, Jr.

The Speaker announced that he had referred House Joint Resolution No. 886 to Committee on Calendar.

**House Joint Resolution No. 887** -- Memorials, Sports -- Hendersonville High School, 2004 TSSAA State Bowling Champions.

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The Speaker announced that he had referred House Joint Resolution No. 887 to Committee on Calendar.

**House Joint Resolution No. 888** -- Memorials, Congratulations -- Wilda Dodson and Bill Hudgins, 2004 Stellar Tribute Award recipients.

The Speaker announced that he had referred House Joint Resolution No. 888 to Committee on Calendar.

**House Joint Resolution No. 889** -- Memorials, Recognition -- Jerry Lee Jarvis.

The Speaker announced that he had referred House Joint Resolution No. 889 to Committee on Calendar.

**House Joint Resolution No. 891** -- Memorials, Death -- Howard Pinkston.

The Speaker announced that he had referred House Joint Resolution No. 891 to Committee on Calendar.

**Senate Joint Resolution No. 762** -- Memorials, Retirement -- Jimmie Bearden.

The Speaker announced that he had referred Senate Joint Resolution No. 762 to Committee on Calendar.

**Senate Joint Resolution No. 763** -- Memorials, Retirement -- Dr. Eben Gilbert.

The Speaker announced that he had referred Senate Joint Resolution No. 763 to Committee on Calendar.

**Senate Resolution No. 129** -- Memorials, Death -- SFC Gregory Hicks.

The Speaker announced that he had referred Senate Resolution No. 129 to Committee on Calendar.

**MOTION**

Senator Cooper moved that Rule 38 be suspended for the purpose of making and considering Consent Calendar No. 3 consisting of the following resolutions: **Senate Joint Resolutions Nos. 762 and 763**, which motion prevailed.

**CONSENT CALENDAR NO. 3**

**Senate Joint Resolution No. 762** -- Memorials, Retirement -- Jimmie Bearden.

**Senate Joint Resolution No. 763** -- Memorials, Retirement -- Dr. Eben Gilbert.

On motion, Consent Calendar No. 3 was adopted by the following vote:

Ayes ..... 27  
Noes ..... 0

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Senators voting aye were: Atchley, Bryson, Burchett, Burks, Clabough, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Herron, Jackson, Ketron, Kurita, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail and Mr. Speaker Wilder--27.

A motion to reconsider was tabled.

**MOTION**

Senator Kurita moved that Rule 83(8) be suspended for the purpose of placing **Senate Bill No. 3346** on the calendar for the Committee on State and Local Government for Tuesday, February 24, which motion prevailed.

**NOTICE**

Pursuant to Rule 44, notice was given that the following bill was returned from the House of Representatives amended. Under the rule, the bill lies over.

**MESSAGE FROM THE HOUSE**

February 19, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 422, substituted for House Bill on same subject, amended, and passed by the House.

BURNEY T. DURHAM,  
Chief Clerk.

**CONSENT CALENDAR NO. 1**

**Senate Joint Resolution No. 755** -- Memorials, Death -- Jammie Foster.

**Senate Joint Resolution No. 756** -- Memorials, Professional Achievement -- Mike Fitts, 2004 Lifetime Achievement Award.

**Senate Joint Resolution No. 757** -- Memorials, Sports -- David Collie Jr., TSSAA Hall of Fame.

**Senate Joint Resolution No. 759** -- Memorials, Death -- William E. Coleman, Jr.

**Senate Joint Resolution No. 760** -- Memorials, Recognition -- Abbie Sumrall, Prudential Spirit of Community Award.

**Senate Joint Resolution No. 761** -- Memorials, Congratulations -- Emily Avery Miller, winner of the 2004 NCAA Inspiration Award.

Senator Crowe moved that all Senate Joint Resolutions be adopted, which motion prevailed by the following vote:

Ayes ..... 27  
Noes ..... 0

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Senators voting aye were: Atchley, Bryson, Burchett, Burks, Clabough, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Herron, Ketron, Kilby, Kurita, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail and Mr. Speaker Wilder--27.

A motion to reconsider was tabled.

**CONSENT CALENDAR NO. 2**

Objections having been raised, the following bills were placed at the heel of the calendar for Wednesday, February 25, 2004, pursuant to Rule 38: **Senate Bills Nos. 2150 and 2682.**

**Senate Bill No. 2063** -- Highway Signs -- "Corporal Patrick R. Nixon Memorial Bridge", Gallatin By-Pass on S.R. 386 in Sumner County.

**Senate Bill No. 2300** -- Child Custody and Support -- Requires employers to notify department and clerk if the employer files bankruptcy or ceases to operate as business; requires that income assignment not be affected by bankruptcy or cessation of business. Amends TCA Title 36, Chapter 5.

**Senate Bill No. 2398** -- Sunset Laws -- Compact for education, June 30, 2010. Amends TCA Title 4, Chapter 29 and Title 49, Chapter 12.

On motion, Senate Bill No. 2398 was made to conform with **House Bill No. 2493.**

On motion, House Bill No. 2493, on same subject, was substituted for Senate Bill No. 2398.

**Senate Bill No. 2535** -- Sunset Laws -- Southern regional education compact, June 30, 2010. Amends TCA Title 4, Chapter 29 and Title 49, Chapter 12.

On motion, Senate Bill No. 2535 was made to conform with **House Bill No. 2453.**

On motion, House Bill No. 2453, on same subject, was substituted for Senate Bill No. 2535.

**Senate Bill No. 2852** -- Hospitals and Health Care Facilities -- Clarifies reasonable charges for medical records provided to a patient by a hospital by deleting the words "handling" and "retrieval" in the description of the fees. Amends TCA Section 68-11-304(a)(2)(A).

Senator Crowe moved that all Senate Bills and House Bills be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 27  
Noes ..... 0

Senators voting aye were: Atchley, Bryson, Burchett, Burks, Clabough, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Herron, Ketron, Kilby, Kurita, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail and Mr. Speaker Wilder--27.

A motion to reconsider was tabled.

LOCAL BILL  
CONSENT CALENDAR

**Senate Bill No. 2144** -- Hamilton County -- Subject to local approval, confers upon judicial commissioners duty to set bond in cases involving violations of orders of protection for circuit judges and chancellors between 9 pm and 7 am on weekdays, weekends and holidays and any other time judge or chancellor unavailable. Amends Chapter 192 of the Private Acts of 1992.

On motion, Senate Bill No. 2144 was made to conform with **House Bill No. 2506**.

On motion, House Bill No. 2506, on same subject, was substituted for Senate Bill No. 2144.

**Senate Bill No. 2575** -- Covington -- Subject to local approval, increases term of mayor from two to four years. Amends Chapter 322 of the Acts of 1903; as amended.

On motion, Senate Bill No. 2575 was made to conform with **House Bill No. 2144**.

On motion, House Bill No. 2144, on same subject, was substituted for Senate Bill No. 2575.

**Senate Bill No. 3065** -- Bluff City -- Subject to local approval, requires the board of mayor and aldermen to appoint a vice mayor at its first meeting in July following the general town election, or as soon thereafter as possible. Amends Chapter 24 of the Private Acts of 1997; as amended.

On motion, Senate Bill No. 3065 was made to conform with **House Bill No. 2842**.

On motion, House Bill No. 2842, on same subject, was substituted for Senate Bill No. 3065.

**Senate Bill No. 3265** -- Stewart County -- Subject to local approval, enacts wheel tax for Stewart County.

On motion, Senate Bill No. 3265 was made to conform with **House Bill No. 2869**.

On motion, House Bill No. 2869, on same subject, was substituted for Senate Bill No. 3265.

Senator Crowe moved that all House Bills be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	26
Noes .....	0

Senators voting aye were: Atchley, Bryson, Burchett, Burks, Clabough, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Herron, Ketron, Kilby, Kurita, McLeary, McNally, Miller, Norris, Person, Ramsey, Trail and Mr. Speaker Wilder--26.

A motion to reconsider was tabled.

CALENDAR

**Senate Bill No. 2244** -- Consumer Protection -- Creates new violation of Consumer Protection Act for representations as licensed contractor when person is not a licensed contractor



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and imposes personal liability upon individuals who make such representations on behalf of a corporation. Amends TCA Title 47, Chapter 18 and Title 62, Chapter 6.

Senator Fowler moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 47-18-104(b), is amended by creating a new subdivision:

( ) Representing that a person is a licensed contractor when such person has not been licensed as required by § 62-6-103 or § 62-37-104; or, acting in the capacity of a "contractor" as defined in Tennessee Code Annotated, §§ 62-6-102(3)(A), 62-6-102(5) or 62-37-103(5), and related rules and regulations of the State of Tennessee (or any similar statutes, rules and regulations of another state) while not licensed;

SECTION 2. Tennessee Code Annotated, Title 62, Chapter 6, Part 1, is amended by creating the following new section:

62-6-136. (a) It is unlawful for any person, firm or corporation to represent itself as a licensed contractor, or to act in the capacity of a "contractor" as defined in Tennessee Code Annotated, §§ 62-6-102(3)(A), 62-6-102(5) or 62-37-103(5), and related rules and regulations of the State of Tennessee (or any similar statutes, rules and regulations of another state) while not licensed, unless such person, firm or corporation has been duly licensed under § 62-6-103 or § 62-37-104.

(b) In addition to the penalties set out in §§ 62-6-120, 62-37-114 or 62-37-127, a violation of this section shall be construed to constitute an unfair or deceptive act or practice affecting the conduct of trade or commerce under the Tennessee Consumer Protection Act, compiled in Title 47, Chapter 18, Part 1, and as such the private right of action remedy under such act shall be available to any person who suffers an ascertainable loss of money or property, real, personal, or mixed, or any other article, commodity, or thing of value wherever situated as a result of such violation.

(c) An individual who violates this section on behalf of any entity created for limited liability protection, including but not limited to a corporation, is personally liable for such individual's own representations, acts or omissions to the same extent as if that individual rendered such representations, acts or omissions as an individual.

SECTION 3. This act shall take effect July 1, 2004, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Senator Fowler moved to amend as follows:

**AMENDMENT NO. 2**

AMEND 62-6-136(c) in Section 2 by deleting the language in its entirety and substituting the following in place thereof:

An individual who violates this section and would, but for the provisions of this section, have limited liability as owner of an entity having limited liability protection, including but not limited to a corporation, is personally liable for such individual's own representations, acts or omissions to the same extent as if that individual rendered such representations, acts or omissions as an individual.

Pursuant to Rule 39(3), Amendment No. 2 was adopted by the following vote:

Ayes . . . . . 27  
Noes . . . . . 0

Senators voting aye were: Atchley, Bryson, Burchett, Burks, Clabough, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Herron, Ketron, Kilby, Kurita, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail and Mr. Speaker Wilder--27.

Thereupon, **Senate Bill No. 2244**, as amended, passed its third and final consideration by the following vote:

Ayes . . . . . 27  
Noes . . . . . 0

Senators voting aye were: Atchley, Bryson, Burchett, Burks, Clabough, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Herron, Ketron, Kilby, Kurita, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail and Mr. Speaker Wilder--27.

A motion to reconsider was tabled.

**Senate Bill No. 2668** -- Insurance Companies, Agents, Brokers, Policies -- Conforms rate filings of commercial risk insurance to that of personal risk insurance by requiring the filings to be made at least 30 days before the proposed effective date instead of 15 days after the change; requires the commissioner to develop a proposal to create a natural catastrophic disaster property insurance pool. Amends TCA Title 56.

Senator Cooper moved to amend as follows:

#### AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. The Commissioner of Commerce and Insurance shall develop a proposal to create a natural catastrophic disaster property insurance pool. The pool is for the purpose of providing full coverage to residential and commercial property owners unable to obtain insurance coverage because of a widespread cancellation of insurance due to a natural catastrophic disaster. The proposal shall also provide a method to ensure that insurance fees assessed to those obtaining insurance from the pool are reasonable. The commissioner shall present the proposal in written form as well as making a presentation to the One Hundred Fourth General Assembly no later than February 1, 2005.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

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On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 2668**, as amended, passed its third and final consideration by the following vote:

Ayes . . . . . 28

Noes . . . . . 0

Senators voting aye were: Atchley, Bryson, Burchett, Burks, Clabough, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Herron, Jackson, Ketron, Kilby, Kurita, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail and Mr. Speaker Wilder--28.

A motion to reconsider was tabled.

**Senate Joint Resolution No. 722** -- Naming and Designating -- David Nelson, Tennessee Cowboy Poet Laureate.

**Senate Joint Resolution No. 722** was adopted by the following vote:

Ayes . . . . . 28

Noes . . . . . 0

Senators voting aye were: Atchley, Bryson, Burchett, Burks, Clabough, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Herron, Jackson, Ketron, Kilby, Kurita, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail and Mr. Speaker Wilder--28.

A motion to reconsider was tabled.

**MOTION**

Senator Person moved that the rules be suspended for the immediate consideration of **House Joint Resolution No. 889**, out of order, which motion prevailed.

**RESOLUTION LYING OVER**

**House Joint Resolution No. 889** -- Memorials, Recognition -- Jerry Lee Jarvis.

On motion of Senator Person, the rules were suspended for the immediate consideration of the resolution.

On motion, **House Joint Resolution No. 889** was concurred in by the following vote:

Ayes . . . . . 28

Noes . . . . . 0

Senators voting aye were: Atchley, Bryson, Burchett, Burks, Clabough, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Herron, Jackson, Ketron, Kilby, Kurita, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail and Mr. Speaker Wilder--28.

A motion to reconsider was tabled.

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**RECALL OF BILL**

On motion of Senator Graves, **Senate Bill No. 108** was recalled from the Committee on Commerce, Labor and Agriculture.

**WITHDRAWAL OF BILL**

On motion of Senator Graves, Senate Bill No. 108 was withdrawn from the Senate.

**RECALL OF BILL**

On motion of Senator Graves, **Senate Bill No. 2451** was recalled from the Committee on Judiciary.

**WITHDRAWAL OF BILL**

On motion of Senator Graves, Senate Bill No. 2451 was withdrawn from the Senate.

**RECALL OF BILL**

On motion of Senator Graves, **Senate Bill No. 2214** was recalled from the Committee on Judiciary.

**WITHDRAWAL OF BILL**

On motion of Senator Graves, Senate Bill No. 2214 was withdrawn from the Senate.

**RECALL OF BILL**

On motion of Senator Southerland, **Senate Bill No. 2517** was recalled from the Committee on General Welfare, Health and Human Resources.

**WITHDRAWAL OF BILL**

On motion of Senator Southerland, Senate Bill No. 2517 was withdrawn from the Senate.

**RECALL OF BILL**

On motion of Senator Southerland, **Senate Bill No. 2506** was recalled from the Committee on Judiciary.

**WITHDRAWAL OF BILL**

On motion of Senator Southerland, Senate Bill No. 2506 was withdrawn from the Senate.

**MOTION**

On motion of Senator Trail, his name was added as sponsor of **Senate Bills Nos. 3331, 3335 and 3336.**

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On motion of Senator Crowe, his name was added as sponsor of **House Joint Resolution No. 860**.

On motion of Senator Cooper, his name was added as sponsor of **Senate Bill No. 2192 and House Joint Resolution No. 880**.

On motion of Senator Herron, his name was added as sponsor of **Senate Bill No. 3455 and Senate Joint Resolution No. 755**.

On motion of Senator Burks, her name was added as sponsor of **Senate Bill No. 2664**.

On motion of Senator Graves, her name was added as sponsor of **House Joint Resolutions Nos. 875, 887 and 888**.

On motion of Senator Atchley, his name was added as sponsor of **Senate Bill No. 2411**.

On motion, all Senators' names were added as sponsors of **Senate Joint Resolutions Nos. 756 and 759; and House Joint Resolution No. 889**.

On motion of Senators Dixon and McLeary, their names were added as sponsors of **Senate Bill No. 2244**.

On motion of Senator Dixon, his name was added as sponsor of **Senate Bill No. 2668**.

On motion of Senator Crutchfield, his name was added as sponsor of **Senate Bill No. 2144**.

**ENGROSSED BILLS**

February 23, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined Senate Bills Nos. 2244 and 2668; and Senate Joint Resolutions Nos. 722, 755, 756, 757, 759, 760 and 761; and find same correctly engrossed and ready for transmission to the House.

PATRICK W. MERKEL,  
Chief Engrossing Clerk.

**ENGROSSED BILLS**

February 23, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined Senate Bills Nos. 2063, 2300 and 2852; and find same correctly engrossed and ready for transmission to the House.

PATRICK W. MERKEL,  
Chief Engrossing Clerk.

**ENGROSSED BILLS**

February 23, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined Senate Joint Resolutions Nos. 762 and 763, and find same correctly engrossed and ready for transmission to the House.

PATRICK W. MERKEL,  
Chief Engrossing Clerk.

**MESSAGE FROM THE HOUSE**

February 23, 2004

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 2186, 2453, 2462, 2467, 2470, 2486, 2487, 2490, 2491, 2493, 2494, 2868, 3087, 3101 and 3409; passed by the House.

BURNEY T. DURHAM,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

February 23, 2004

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 892, 893 and 896; adopted, for the Senate's action.

BURNEY T. DURHAM,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

February 23, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 2397, 2401, 2402, 2404, 2430, 2476 and 2489; substituted for House Bills on same subjects and passed by the House.

BURNEY T. DURHAM,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

February 23, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 753, 754, 762 and 763; concurred in by the House.

BURNEY T. DURHAM,  
Chief Clerk.

**ENROLLED BILLS**

February 23, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Bills Nos. 902, 2048, 2061 and 2337; and find same correctly enrolled and ready for the signatures of the Speakers.

PATRICK W. MERKEL,  
Chief Engrossing Clerk.

**SIGNED**

February 23, 2004

The Speaker announced that he had signed the following: Senate Bills Nos. 902, 2048, 2061 and 2337; and House Bills Nos. 2230, 2438 and 2822.

**MESSAGE FROM THE HOUSE**

February 23, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 902, 2061 and 2337; signed by the Speaker.

BURNEY T. DURHAM,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

February 23, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 2048, signed by the Speaker.

BURNEY T. DURHAM,  
Chief Clerk.

**REPORT OF CHIEF ENGROSSING CLERK**

February 23, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: Senate Bill No. 2048, for his action.

PATRICK W. MERKEL,  
Chief Engrossing Clerk.

**MESSAGE FROM THE GOVERNOR**

February 20, 2004

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Joint Resolution No. 699, with his approval.

ROBERT E. COOPER, JR.,  
Counsel to the Governor.

**MESSAGE FROM THE GOVERNOR**

February 23, 2004

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Joint Resolutions Nos. 730, 731, 732, 735, 736, 738, 739, 740, 741, 742, 743, 744, 745, 749, 750, 751, 752 and 758; with his approval.

ROBERT E. COOPER, JR.,  
Counsel to the Governor.

**REPORT OF COMMITTEE ON CALENDAR  
CONSENT CALENDAR**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Wednesday, February 25, 2004: House Joint Resolutions Nos. 862, 863, 864, 865, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889 and 891; Senate Joint Resolutions Nos. 711, 762 and 763; and Senate Resolution No. 129.

This the 23rd day of February, 2004.  
CROWE, Chairperson.

**REPORT OF COMMITTEE ON CALENDAR**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Wednesday, February 25, 2004: Senate Bills Nos. 2079, 2080 and 2681.

This the 23rd day of February, 2004.  
CROWE, Chairperson.

**SENATE  
MESSAGE CALENDAR**

Pursuant to Rule 44, notice has been given on the following bill and it has been set on the Message Calendar for Wednesday, February 25, 2004: Senate Bill No. 422.

**ADJOURNMENT**

Senator Crutchfield moved the Senate adjourn until 3:00 p.m., Wednesday, February 25, 2004, which motion prevailed.